

**CALIFORNIA COASTAL COMMISSION**

PUBLIC ACCESS PROGRAM  
725 FRONT STREET, SUITE 300  
SANTA CRUZ, CA 95060  
PHONE: (831) 427-4865  
Email: jchase@coastal.ca.gov



**PRESCRIPTIVE RIGHTS STUDY**  
**TRAFALGAR CANYON AND BEACH ACCESS**  
**FROM PASEO DE CRISTOBAL (LAIDLAW 5-00-459)**  
**SAN CLEMENTE, ORANGE COUNTY**

Dear Coastal Visitor or Resident:

Enclosed is a Public Use Questionnaire and a Fact Sheet briefly describing the framework and purpose of a Prescriptive Rights Study. The State of California is investigating public use of trails that cross the parcel at the end of Paseo de Cristobal at the mouth of Trafalgar Canyon and separated from the beach by the OCTA railroad tracks. We have attached to the questionnaire aerial graphics showing the parcel and immediately surrounding area.

The investigation is for the purpose of determining whether any public rights exist on the site by reason of past public use. If you have any knowledge about such use of that area, we would greatly appreciate it if you would take a few moments to fill out and return the enclosed Questionnaire. See <http://www.coastal.ca.gov/access/prc-access.html> for colored graphics of the site. An application for development on this site (5-00-459 Laidlaw) is tentatively scheduled for the Coastal Commission hearing to be held the week of September 10. To assure that your input can be analyzed and presented by the staff in their recommendation to the Commission, every effort should be made to return the completed questionnaire by August 20 to:

Attn: Anne Kramer, Coastal Planner  
California Coastal Commission  
South Coast District  
P.O. Box 1450  
Long Beach, CA 90802-43235

We recognize that the Questionnaire, with its accompanying maps, may appear at first glance to be somewhat complicated. However, furnishing the requested information is critical to the determination of whether there has been sufficient use of the area to establish public rights of use.

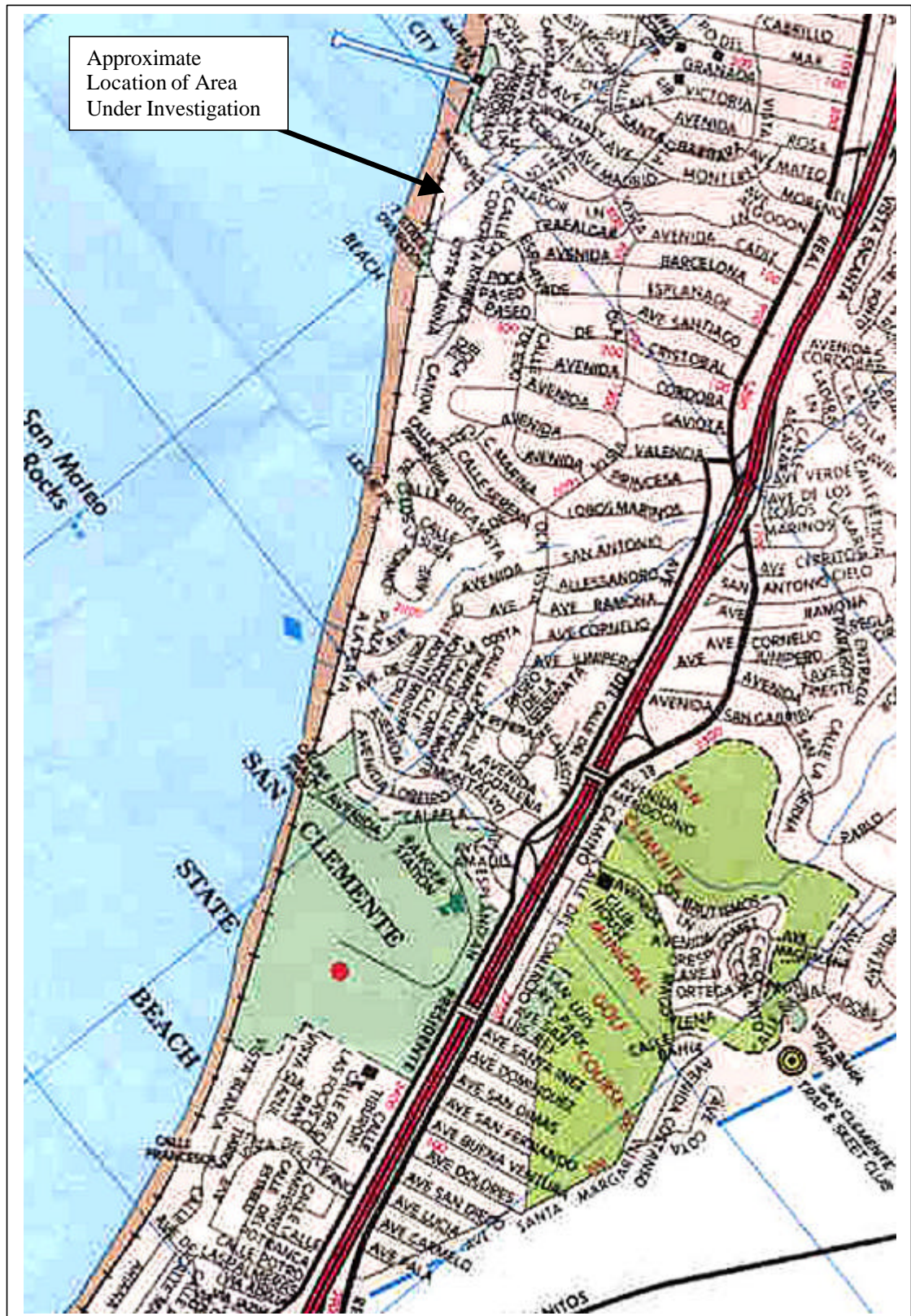
If you would like additional copies of the questionnaire or have questions or comments, please feel free to call Joy Chase at 831-427-4865 or email [jchase@coastal.ca.gov](mailto:jchase@coastal.ca.gov). Thank you for taking the time to participate in this study.

Very truly yours,

Joy Chase  
Coastal Access Analyst

August 2001

TRAFALGAR CANYON AND BEACH ACCESS TRAIL(S) FROM PASEO DE CRISTOBAL  
(LAIDLAW 5-00-459), SAN CLEMENTE, ORANGE COUNTY  
LOCATION MAP - EXHIBIT 1



***PLEASE  
MARK YOUR  
AREAS OF  
USE ON  
EXHIBIT 2.***



TRAFALGAR CANYON AND BEACH ACCESS TRAIL(S)  
FROM PASEO DE CRISTOBAL (LAIDLAW 5-00-459)  
SAN CLEMENTE, ORANGE COUNTY  
AERIAL PHOTOMAP OF SITE EXHIBIT 2

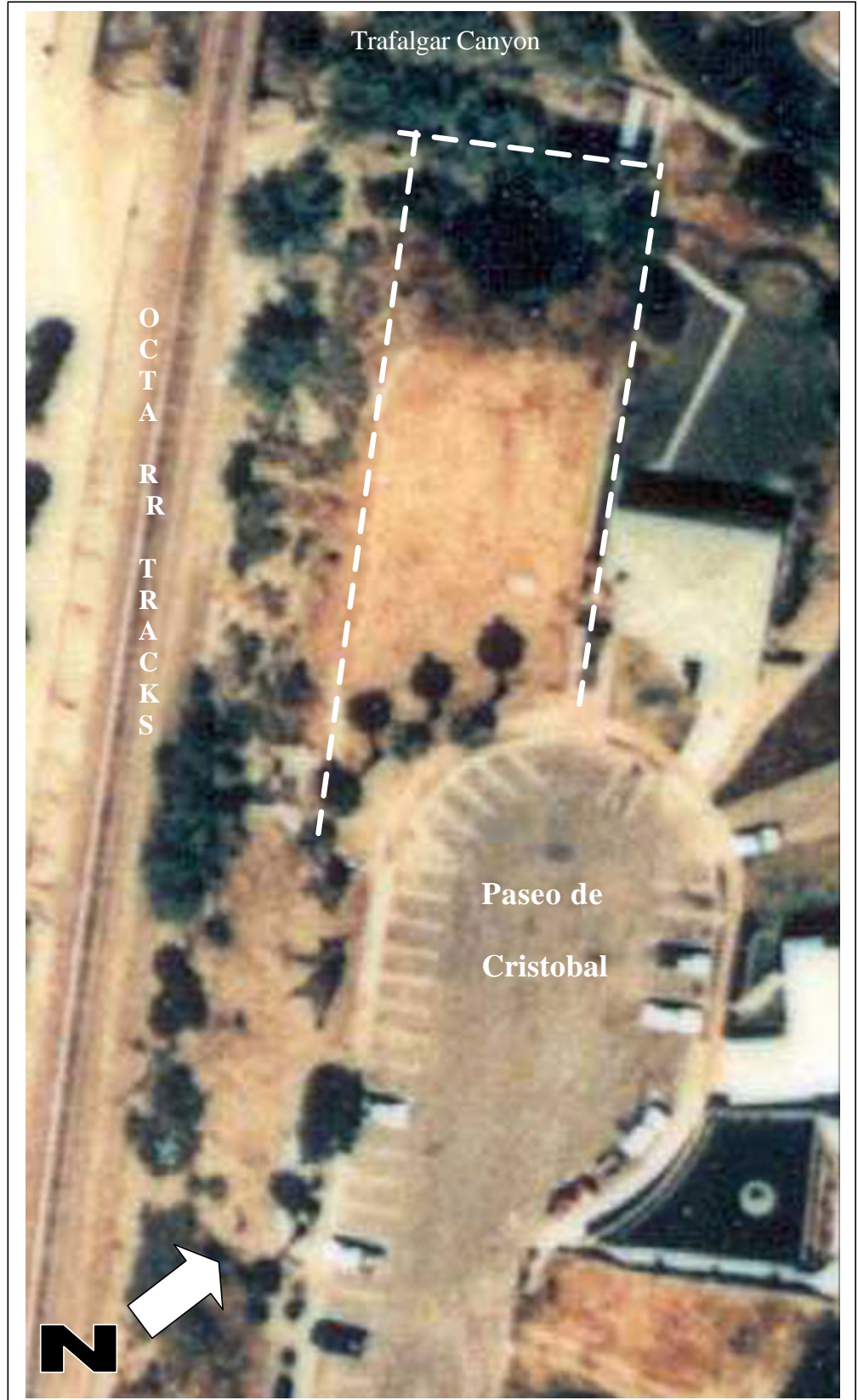
*Please mark your areas of use on this photomap.*

Have you personally and openly used any of the area shown within the white dashes of this exhibit? Please mark your areas of use on this graphic. The dashed line only approximates the investigation area so please mark trails used outside the area as well. What are the approximate dates you used these areas? Indicate the types of use (beach access, whale watching, surfing, sunning, etc.) Indicate where you parked.

Please sign and date below.

Signature\_\_\_\_\_

Date\_\_\_\_\_



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PRESCRIPTIVE RIGHTS STUDY  
PUBLIC USE QUESTIONNAIRE AND DECLARATION

TRAFALGAR CANYON AND BEACH ACCESS  
FROM PASEO DE CRISTOBAL (LAIDLAW 5-00-459)  
CITY OF SAN CLEMENTE, ORANGE COUNTY

The State of California is investigating public uses made of trails that cross the Laidlaw Trust parcel, 354 Paseo de Cristobal on the cul-de-sac that fronts Trafalgar Canyon at its intersection with the beach. See the attached graphics for location. The investigation is for the purpose of determining whether any public rights exist therein by reason of public use. Your answers to this Questionnaire and Declaration will be appreciated. For an electronic version of this questionnaire, go to <http://www.coastal.ca.gov/access/prc-access.html>.

Name (Print) \_\_\_\_\_

Address: \_\_\_\_\_

Telephone (Home): \_\_\_\_\_ (Office): \_\_\_\_\_

Email Address: \_\_\_\_\_

Occupation: \_\_\_\_\_ Age: \_\_\_\_\_

1. Have you personally and openly used any of the area shown on the attached photograph, map or diagram? \_\_\_\_ If so, since what date? \_\_\_\_\_
2. Please mark the areas of your use on the enclosed photograph, map or diagram and date and sign the same. In marking the photograph, map or diagram, please try to pinpoint the locations and indicate the types of use and approximate dates.
3. Please describe the uses you have made of this area (for example: boating, fishing, swimming, hiking, picnicking, parking, skin diving, access to water or beach, etc.)

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4. Approximately how many times have you used this area?

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5. Did you ever ask for and receive permission to use the area.?\_\_\_\_\_

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6. Did anyone ever interfere in any way with your use?\_\_\_\_\_

7. Have you observed others using this area?\_\_\_\_\_

If so, for what purposes?\_\_\_\_\_

How often have you seen other members of the public using this area?

Whenever I was there:\_\_\_\_\_ Frequently:\_\_\_\_\_

Occasionally:\_\_\_\_\_ Rarely:\_\_\_\_\_ Never:\_\_\_\_\_

On these occasions, usually there were approximately \_\_\_\_\_  
people present on any one occasion (Indicate number or range.)

8. Do you know the names of the other people who have used this area? If  
so, please list them with their addresses and telephone numbers, if known.

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9. Do you possess or know of the existence and/or whereabouts of items such  
as photographs, logs, diaries, notebooks, letters, etc. relating to your use  
of the area or the uses of other people? Is so, please describe the items  
and list the name of parties or locations where such items can be found:

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10. Did you make use of this area as you would public property? If so,  
please explain\_\_\_\_\_

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11. Have you ever observed any no trespassing signs or equivalent signs, or signs giving permission to utilize the property? \_\_\_\_\_ If so, when and where

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12. Have you ever lived or worked in this vicinity? \_\_\_\_\_ If so, when and where?

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I declare under penalty of perjury that any answers to the foregoing Questionnaire and Declaration are true and correct to the best of my recollection.

Dated at: \_\_\_\_\_ on \_\_\_\_\_  
City and State Date

Signature: \_\_\_\_\_

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Return completed questionnaire to:

Attn: Anne Kramer, Coastal Planner  
California Coastal Commission  
South Coast District  
P.O. Box 1450  
Long Beach, CA 90802-43235

***The information contained in this questionnaire is subject to public disclosure and will not be kept confidential unless requested by the signatory in writing.***

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